



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MMB Docket No. 1001-0779

NCR Docket No. 9903

Examiner: **Danh Cong Le**

Applicant: **Christopher M. Benson**

Group Art Unit: **2683**

Serial No. **10/015,431**

Filing Date: **December 13, 2001**

Examiner: **Danh Cong Le**

Group Art Unit: **2683**

For: **System and Method for Short-Range Wireless Retail Advertising Aimed at Short-Range Wireless Protocol-Enabled Personal Devices**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
September 26, 2005

(Date of Deposit)

James D. Wood

Name of person mailing Document or Fee

[Signature]
Signature of person mailing Document or Fee

September 26, 2005

Date of Signature

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision set forth in the Official Action mailed June 24, 2005, in which the Examiner rejected claims 1-22. Since the due date of filing the response fell on a weekend

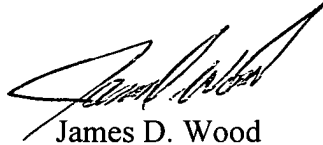
09/29/2005 ZJUARI 00000043 10015431 500.00 DP
01 FC:1401

(Saturday, September 24, 2005), the response is being timely filed on Monday, September 26, 2005.

A check for \$500.00 is enclosed for the filing fee of a Notice of Appeal as required by 37 CFR § 1.17(b). Also, please provide any extensions of time which may be necessary and charge any fees which may be due to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully submitted,

MAGINOT, MOORE & BECK LLP

A handwritten signature in black ink, appearing to read "James D. Wood", is written over the printed name.

James D. Wood
Attorney for Applicant
Registration No. 43,285

September 26, 2005
Maginot, Moore & Beck LLP
Bank One Tower/Center
111 Monument Circle, Suite 3000
Indianapolis, Indiana 46204-5130
(317) 638-2922 telephone
(317) 638-2139 facsimile